IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 23RD JANUARY 2007 / 3RD MAGHA 1928

Bail Appl..No. 359 of 2007()

AGAINST THE ORDER IN BA.7754/2006 Dated 03/01/2007
CRIME NO.530/06 OF KASARGOD POLICE STATION.

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PETITIONER/9TH ACCUSED

KUNHI KELU NAIR AGED 54 YEARS,
S/O.LATE K.KRISHNAN NAIR, KARIPODI HOUSE,
KUNNARA P.O., THEKKIL, THEKKIL VILLAGE,
KASARAGOD DISTRICT.

BY ADV. SRI.T.K.VIPINDAS

RESPONDENT: STATE

THE STATE OF KERALA,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM REPRESENTING
CB CID, KANNUR.

BY PUBLIC PROSECUTOR SHRI JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 23/01/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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BAIL APPLICATION NO.359 OF 2007

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DATED THIS THE 23rd DAY OF JANUARY, 2007

O R D E R

Petitioner who is the 9th accused in Crime No.530/06 of Kasargod Police Station for offences punishable under sections 324, 377 and 506(i) read with section 34 IPC and subsequently taken over by the Crime Branch Police as 294/CR/KNR/06, seeks anticipatory bail.

2. Earlier, as per order dated 3.1.2007, this court had refused anticipatory bail to the petitioner, but had permitted him to surrender before the Magistrate concerned and seek regular bail. Petitioner did not surrender before the Magistrate or seek regular bail. But instead, he has expressed his preparedness to surrender before the Investigating Officer for the purpose of custodial interrogation. Accordingly, the petitioner shall surrender before the Investigating Officer on any day between 24.1.2007 and 27.1.2007 for the purpose of custodial interrogation and recovery of incriminating materials, if any. Thereafter, the petitioner shall be produced before the Magistrate having jurisdiction on the same day. The Magistrate shall consider and dispose of the application, if any, filed by the petitioner for regular bail preferably on the same date on which it is filed.

With this direction, this petition is disposed of.

V.RAMKUMAR, JUDGE

dsn